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*Attorneys for Debtors and Reorganized Debtors*

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

**In re:**

Case Nos. 19-30088 (DM)

**PG&E CORPORATION,**

(Lead Case) (Jointly Administered)

**- and -**

**PACIFIC GAS AND ELECTRIC  
COMPANY,**

**PG&E'S SUPPLEMENTAL REPLY BRIEF  
IN SUPPORT OF COUNTER-MOTION FOR  
SUMMARY JUDGMENT**

- ☐ Affects PG&E Corporation  
☐ Affects Pacific Gas and Electric Company  
☒ Affects both Debtors

Date: May 9, 2023  
Time: 10:00 a.m. (Pacific Time)  
Place: (Tele/Videoconference Only)  
United States Bankruptcy Court  
Courtroom 17, 16th Floor  
San Francisco, CA 94102

*\* ALL PAPERS SHALL BE FILED IN THE  
LEAD CASE, NO. 19-30088 (DM)*

1 PG&E Corporation (“**Holdco**”) and Pacific Gas and Electric Company (“**PG&E**”), as debtors  
2 and reorganized debtors (collectively, the “**Debtors**,” or as reorganized, the “**Reorganized Debtors**”) in  
3 the above-captioned chapter 11 cases (the “**Chapter 11 Cases**”) submit this Supplemental Reply Brief  
4 in Support of PG&E’s Counter-Motion for Summary Judgment.

5 After this matter had been briefed, it was discovered that Amir Shahmirza and Komir, Inc.  
6 (together, “**Claimant**” or “**Komir**”), have taken the unprecedented action of unilaterally blocking a gate  
7 through which PG&E has obtained access to the PG&E Substation. **Claimant** has blocked access by  
8 parking large vehicles directly in front of the gate. When requested to remove the vehicles, **Claimant**  
9 asserted PG&E has no right of access.

10 The PG&E Substation is critical infrastructure. Full access to the Substation without impediment  
11 is essential for safe operation of the electric grid. Despite repeated requests, **Claimant** continues to deny  
12 access.

13 The State of California issued a Directors Deed in 1988, after the condemnation action at issue  
14 in **Claimant’s** Motion. That Director’s Deed is recorded, and provides an easement for landscaping and  
15 access (the “PG&E Easement for Landscaping and Access”) that affords PG&E the right to travel over  
16 and through the PG&E Easement for Landscaping and Access and into the PG&E Substation that is  
17 appurtenant to the PG&E Easement for Landscaping and Access.

18 Claimant’s Bankruptcy claim attached a Survey, under penalty of perjury, that clearly reflects  
19 the PG&E Easement for Landscaping and Access. PG&E has had a lock on the gate providing access  
20 to and through the PG&E Easement for Landscaping and Access to the PG&E Substation. That lock  
21 had been in place for years and PG&E has accessed the PG&E Substation through the PG&E Easement  
22 for Landscaping and Access for decades.

23 As with its numerous shifting legal theories and claims, **Claimant** now asserts that the State of  
24 California lacked the authority to grant the duly recorded 1988 Director’s Deed that provided the PG&E  
25 Easement for Landscaping and Access and has no right to enter or pass through the PG&E Easement for  
26 Landscaping and Access to the PG&E Substation.

1 Attachments 1-5 hereto are a letter dated May 1, 2023, to **Claimant's** counsel, with the exhibits  
2 attached to it. Attachment 6 is the May 3, 2023 response from **Claimant's** counsel.

- 3 1. May 1, 2023 Letter to Claimant's Counsel re Access
- 4 2. Record of Survey from Claimant
- 5 3. PG&E Easement for Landscape & Access
- 6 4. Photo Blocking Gate and Access
- 7 5. Overhead Photo of Site
- 8 6. May 3, 2023 email from Claimant's counsel

9 Respectfully Submitted,

10 May 4, 2023

11 **KELLER BENVENUTTI KIM LLP**  
12 **ROVENS LAMB LLP**  
13 **LAW OFFICES OF JENNIFER L. DODGE INC.**

14 By: /s/ Steven A Lamb  
Steven A. Lamb

15 *Attorneys for Debtors and Reorganized Debtors*